

# COMBINED DECLARATION AND POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below by my name;

I believe I am the original, first and sole inventor, if only one name is listed below, or an original, first and joint inventor if multiple names are listed below, of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## REAL-TIME CALL CONTROL SYSTEM

for which a patent application:

☒ is attached hereto.

☐ was filed in the United States on \_\_\_\_\_ as Application No. \_\_\_\_\_;  
☐ with amendment(s) filed on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the application identified above, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information known to me to be material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56, which states in relevant part:

Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section.... The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office....

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d), of any foreign application(s) for patent or inventor's certificate as indicated below and have also identified below any foreign application for patent or inventor's certificate on this invention having a filing date before that of the application on which priority is claimed:

| EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED PRIOR TO THE FILING DATE OF THE APPLICATION |         |                                      |  |
|--|---------|--------------------------------------|--|
| APPLICATION NUMBER   | COUNTRY | DATE OF FILING<br>(Day, Month, Year) | PRIORITY CLAIMED   |
|  |         |                                      | YES <input type="checkbox"/> NO <input type="checkbox"/> |

I hereby claim the benefit under Title 35, United States Code, §119(e), of any United States provisional application(s) listed below:

| PROVISIONAL APPLICATION NUMBER | DATE OF FILING |
|--------------------------------|----------------|
|                                |                |

I hereby claim the benefit under Title 35, United States Code, §120, of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information that is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application:

| APPLICATION NUMBER | DATE OF FILING | STATUS   |         |           |
|--------------------|----------------|----------|---------|-----------|
|                    |                | PATENTED | PENDING | ABANDONED |
|                    |                |          |         |           |

**Attorney Docket No. EVC00-006**

I hereby appoint Daniel E. Vaughan (Reg. No. 42,199), A. Richard Park (Reg. No. 41,241) and Edward Grundler, (Reg. No. 47,615) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith, and to file, prosecute and transact all business in connection with international applications directed to said invention.

Address correspondence to:  
**Park & Vaughan LLP**  
**702 Marshall Street, Suite 310**  
**Redwood City, CA 94063**

Direct telephone calls to:  
 Daniel Vaughan  
 (650) 474-1973



I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, §1001, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

|   |  |  |                |
|---|--|--|----------------|
| 1 | Name and Citizenship                         | Wendell Brown  | United States  |
|   | Residence Address                            | 2806 Desert Zinnia Lane, Las Vegas, NV 89135               |                |
|   | Postal Address (if different from Residence) | 4132 South Rainbow Blvd, #494, Las Vegas NV 89103          |                |
|   | Signature and Date                           | <i>Wendell Brown</i>                                       | Date 3/15/2001 |
| 2 | Name and Citizenship                         | William Clarence Hatcher                                   | United States  |
|   | Residence Address                            | 3551 Middlefield Road, Menlo Park, CA 94025                |                |
|   | Postal Address (if different from Residence) | 801 West El Camino Real, PMB #148, Mountain View, CA 94040 |                |
|   | Signature and Date                           | <i>William Hatcher</i>                                     | Date 3/15/2001 |
| 3 | Name and Citizenship                         | Oliver Renner Capiro                                       | United States  |
|   | Residence Address                            | 245 Easy Street # 3, Mountain View, CA 94043               |                |
|   | Postal Address (if different from Residence) | Same as Residence  |                |
|   | Signature and Date                           | <i>Oliver Capiro</i>                                       | Date 3/15/2001 |
| 4 | Name and Citizenship                         | Mark Klein   | United States  |
|   | Residence Address                            | 1192 St. Anthony Court, Los Altos, CA 94024                |                |
|   | Postal Address (if different from Residence) | Same as Residence  |                |
|   | Signature and Date                           |  | Date           |
| 5 | Name and Citizenship                         |  |                |
|   | Residence Address                            |  |                |
|   | Postal Address (if different from Residence) |  |                |
|   | Signature and Date                           |  | Date           |

Additional inventor name(s) and signature(s) attached?: YES ☐ NO ☒

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 702 Marshall Street, Suite 310  
 Redwood City, CA 94063



Direct telephone calls to:  
 Daniel Vaughan  
 (650) 474-1973

22200

PATENT TRADEMARK OFFICE

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, §1001, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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|   | Signature and Date                           |  | Date 3-9-01   |
| 5 | Name and Citizenship                         |  |               |
|   | Residence Address                            |  |               |
|   | Postal Address (if different from Residence) |  |               |
|   | Signature and Date                           |  | Date          |

Additional inventor name(s) and signature(s) attached?: YES ☐ NO ☒

#2  
mg  
5/22/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of )  
Brown, *et al.* ) Group Art Unit: *Unassigned*  
Application No.: *Unassigned* ) Examiner: *Unassigned*  
Filed: March 23, 2001 )  
For: **REAL-TIME CALL** )  
**CONTROL SYSTEM** )

**POWER OF ATTORNEY BY ASSIGNEE  
TO EXCLUSION OF INVENTOR UNDER 37 C.F.R. § 3.71  
WITH REVOCATION OF PRIOR POWERS**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

The undersigned ASSIGNEE of the entire interest in the above-identified application for letters patent hereby appoints Daniel E. Vaughan, Registration No. 42,199, A. Richard Park, Registration No. 41,241 and Edward Grundler, Registration No. 47,615 of PARK & VAUGHAN LLP, to prosecute this application and transact all business in the United States and Trademark Office in connection therewith and hereby revokes all prior powers of attorney; said appointment to be to the exclusion of the inventors and the inventors' attorneys in accordance with the provisions of 37 C.F.R. § 3.71.

The following evidentiary documents establish a chain of title from the original owner to the Assignee:

  X   a copy of an Assignment attached hereto, which Assignment has been (or is herewith) forwarded to the Patent and Trademark Office for recording; or

00015819-032201

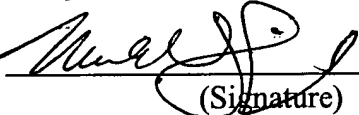
\_\_\_\_\_ the Assignment recorded on \_\_\_\_\_ at reel \_\_\_\_\_, frames \_\_\_\_\_ - \_\_\_\_\_.

Pursuant to 37 C.F.R. § 3.73(b) the undersigned Assignee hereby states that evidentiary documents have been reviewed and hereby certifies that, to the best of ASSIGNEE's knowledge and belief, title is in the identified ASSIGNEE.

Direct all telephone calls and correspondence to:

Daniel Vaughan  
Park & Vaughan LLP  
702 Marshall Street  
Suite 310  
Redwood City, CA 94063  
(650) 474-1973

ASSIGNEE: eVoice, Inc.

Name:   
(Signature)

Name: Michael J. Januzik

Title: Vice President, Finance and Administration

Date: 3-15-01

FILED - 67857861